

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
WESTERN DIVISION**

CHAZ PINKSTON

PLAINTIFF

VS.

CIVIL ACTION NO. 5:22-CV-15-KS-MTP

**MICHELLE HIGGINBOTHAM
and PENNY TERRELL**

DEFENDANTS

ORDER

THIS CAUSE IS BEFORE THE COURT on Motion for Leave to File a Motion for Reconsideration [34], Motion for Reconsideration [35] of Order [31] Adopting Report and Recommendation, Motion [36] for Leave to File a Notice of Appeal, and Motion [38] for Leave to File a Motion for a Notice of Appeal, all filed by Chaz Pinkston, Plaintiff herein. Also filed by Plaintiff is a Notice of Appeal [37]. Once a Final Judgment is appealed, jurisdiction goes to the Circuit Court. Therefore, Motions [34], [35], [36] and [38] are OVERRULED WITHOUT PREJUDICE because jurisdiction is now vested in the Fifth Circuit Court of Appeals.

SO ORDERED this the 13th day of January, 2023.

s/Keith Starrett
UNITED STATES DISTRICT JUDGE